

MEMORANDUM

TO: Honorable Mayor and City Commissioners
FROM: Albert C. Galloway, Jr., City Attorney
VIA: James Slaton, City Manager
SUBJECT: Resolution 2022-19
DATE: June 27, 2022

Synopsis: Resolution 2022-19 is for the purpose of releasing and disclaiming statutory mineral reservations which impact portions of the former Mayfair development property. §270.11(1), Florida Statutes, provides for a mineral reservation in a local government. The reservation arises automatically when a municipality conveys property. The reservation does not affect all of the property in the proposed development. The cited statutory provision provides that a local government may release the reserved interest after receipt of a petition to do so. A petition for release has been received and Ridgecrest of Lake Wales, LLC, has submitted a proposal to the City to develop certain real property impacted by the reservations as a mixed-use community with single-family and commercial/retail uses and the statutory reservations cloud the title to the property and limit its potential development.

Recommendation: That the City Commission approve the adoption of Resolution 2022-19.

Fiscal impact: None. The Resolution, if approved, will be provided to the Developer for recording in the Public Records of Polk County, Florida.

Alternatives: None which will assist with development of this property.

Attachments: Resolution 2022-19